IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 16TH JANUARY 2007 / 26TH PAUSHA 1928

LA.App..No. 41 of 2007()

LAR.257/1998 of II ADDL.SUB COURT,TRIVANDRUM
.....

APPELLANT: RESPONDENT

STATE OF KERALA

BY GOVERNMENT PLEADER SRI.GIKKU JACOB

RESPONDENTS: CLAIMANTS
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1. GOMATHY,
REGHUNATHA MANDIRAM, VETTUVILA,
KOVALAM P.O.

2. S.REGHUNATHAN,
REGHUNATHA MANDIRAM, VETTUIVILA,
KOVALAM P.O.

3. S.SANTHAKUMAR,
REGHUNATHA MANDIRAM, VETTUVILA,
KOVALAM P.O.

BY

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 16/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & A.K.BASHEER,JJ.

C.M.Appln.No.53 of 2007
in L.A.A.No.41 of 2007

Dated this the 16th day of January, 2007

O R D E R

Kurian Joseph,J.

This is a petition to condone the delay of 282 days in filing the appeal against the judgment and decree in L.A.R.No.257/1998 on the file of the Sub Court, Thiruvananthapuram. Not only that there is no satisfactory explanation for the delay. On merits also we do not find much scope to interfere in the judgment. The reference court has only given 40% enhancement which in the circumstances appears to be reasonable also since the acquisition was for the purpose of construction of Kazhakkottom-Kovalam Bye-pass. The delay condonation petition is dismissed.

(KURIAN JOSEPH, JUDGE)

(A.K.BASHEER, JUDGE)

ahg.

KURIAN JOSEPH & A.K.BASHEER,JJ.

L.A.A.No.41 of 2007

Dated this the 16th day of January, 2007

JUDGMENT

Kurian Joseph,J.

In view of the dismissal of the petition for condonation of delay, this appeal is also dismissed.

(KURIAN JOSEPH, JUDGE)

(A.K.BASHEER, JUDGE)

ahg.